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Attorneys for Defendants MERRILL LYNCH, PIERCE,  
FENNER & SMITH INCORPORATED and BANK OF  
AMERICA CORPORATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ROCHELLE LEININGER,  
Plaintiff,

vs.

MERRILL LYNCH, PIERCE, FENNER &  
SMITH, INCORPORATED; BANK OF  
AMERICA CORPORATION, and DOES  
1-20, inclusive,  
Defendants.

CASE NO. CV-11-2623 LB

~~PROPOSED~~ ORDER DISMISSING  
ACTION WITH PREJUDICE


1 WHEREAS, Plaintiff Rochelle Leininger and Defendant Merrill Lynch, Pierce, Fenner &  
2 Smith Inc. filed a Request For Dismissal With Prejudice;

3 WHEREAS, in the Request for Dismissal With Prejudice, the parties requested that this  
4 matter be dismissed, effective as of the date of the filing of the Request, with prejudice and with  
5 each party bearing its own attorneys' fees and costs; and

6 WHEREAS, the parties have agreed that no party is a prevailing party.

7 PURSUANT TO STIPULATION, IT IS HEREBY ORDERED THAT  
8 this matter is DISMISSED in its entirety with prejudice, with each party bearing its own  
9 attorneys' fees and costs, effective December 28, 2011. No party is a prevailing party for any  
10 purpose.

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13 DATED: January 4, 2012

  
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The Honorable Laurel Beeler  
United States District Judge

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